

2011 MAY -9 AM 10:32

LINDA MILLER SAVITT, SBN 094164
PHILIP L. REZNIK, SBN 204590
CRAIG M. HOETGER, SBN 275809
BALLARD ROSENBERG GOLPER & SAVITT, LLP
500 North Brand Boulevard
Twentieth Floor
Glendale, CA 91203-9946
Tel: 818-508-3700; Fax: 818-506-4827

LAWRENCE A. MICHAELS, SBN: 107260
MITCHELL SILBERBERG & KNUPP
11377 W. Olympic Blvd.
Los Angeles, CA 90064
Tel: 310-312-2000; Fax: 310-312-3100

CAROL A. HUMISTON, SBN: 115592
Senior Assistant City Attorney
City of Burbank
275 E. Olive Avenue
Burbank, CA 91510
Tel: 818-238-5707; Fax: 818-238-5724

Attorneys for Defendant
CITY OF BURBANK, including the Police
Department of the City of Burbank

Government Code
Section 6103; appearance
fees not required.

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

OMAR RODRIGUEZ; CINDY GUILLEN-
GOMEZ; STEVE KARAGIOSIAN;
ELFEGO RODRIGUEZ; AND JAMAL
CHILDS,

Plaintiffs,

-VS-

BURBANK POLICE DEPARTMENT;
CITY OF BURBANK; TIM STEHR;
KERRY SCHILF; JAMIE "J.J." PUGLISI;
DAN YADON; KELLY FRANK; PAT
LYNCH; MIKE PARRINELLO; AARON
KENDRICK; DARIN RYBURN; AND
DOES 1 THROUGH 100, INCLUSIVE.

Defendants.

CASE NO: BC 414602

[Assigned to Hon. Joanne O'Donnell,
Dept. 37]

**NOTICE OF RULING RE:
DEFENDANT'S EX PARTE
APPLICATION TO PLACE UNDER
SEAL EXHIBITS D, E AND F OF
PLAINTIFF'S EVIDENCE IN
OPPOSITION TO DEFENDANT'S
MOTION FOR SUMMARY
JUDGMENT**

Action filed: May 28, 2009
Trial Date: July 27, 2011

///

1 TO PLAINTIFFS AND THEIR COUNSEL OF RECORD, AND TO THIS
2 HONORABLE COURT:

3 NOTICE IS HEREBY GIVEN that on May 6, 2011, before the Honorable Joanne
4 O'Donnell in Department 37 of the above-entitled Court, Defendant CITY OF BURBANK,
5 including the Police Department of the City of Burbank ("Defendant"), applied *ex parte* for
6 an Order to Place Under Seal Exhibits, D, E, and F of Plaintiff's Evidence in Opposition to
7 Defendant's Motion for Summary Judgment. The application was unopposed. Defendant
8 was represented by Craig M. Hoetger of Ballard Rosenberg Golper & Savitt, LLP. No
9 appearance was made on behalf of Plaintiff.

10 The court, having read and considered the papers of counsel for Defendant, denied
11 the *ex parte* application but issued an order shortening time for notice and hearing on
12 Defendant's Motion to Place Under Seal Exhibits, D, E, and F of Plaintiff's Evidence in
13 Opposition to Defendant's Motion for Summary Judgment. The hearing on Defendant's
14 Motion to Place Under Seal Exhibits, D, E, and F of Plaintiff's Evidence in Opposition to
15 Defendant's Motion for Summary Judgment is set for Tuesday, May 10, 2011 at 9:00 a.m.
16 or as soon thereafter as the matter can be heard before the Honorable Joanne O'Donnell in
17 Department 37 of the above-entitled Court.

18 Because of the shortened time for notice and hearing, Defendant shall give notice to
19 all parties by facsimile, electronic mail and U.S. mail by May 6, 2011.

20
21 DATED: May 6, 2011

BALLARD, ROSENBERG,
GOLPER & SAVITT LLP

22
23 By: 

CRAIG M. HOETGER

24 Attorney for Defendant

25 CITY OF BURBANK, including the Police
26 Department of the City of Burbank
27
28

PROOF OF SERVICE

I am a citizen of the United States, and am employed in the County of Los Angeles in the office of a member of the bar of this Court at whose directions this service was made. I am over the age of 18, and not a party to the within action. My business address is Ballard, Rosenberg, Golper & Savitt, 500 North Brand Boulevard, Twentieth Floor, Glendale, California 91203-9946.

On May 6, 2011, I served the foregoing document described as: **NOTICE OF RULING RE: DEFENDANT'S EX PARTE APPLICATION TO PLACE UNDER SEAL EXHIBITS D, E AND F OF PLAINTIFF'S EVIDENCE IN OPPOSITION TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT** on the interested parties in this action, by placing a true copy thereof in a sealed envelope addressed as follows:

Solomon E. Gresen, Esq.
Steven V. Rheuban, Esq.
India Thompson, Esq.
Law Offices of Rheuban & Gresen
15910 Ventura Boulevard, Suite 1610
Encino, CA 91436
Tel: (818) 815.2727
Fax: (818) 815-2737
seg@rglawyers.com
Attorneys for Plaintiffs

Lawrence A. Michaels, Esq.
Sarah T. Wirtz, Esq.
Veronica T. Von Grabow, Esq.
Mitchell Silberberg & Knupp
11377 W. Olympic Blvd.
Los Angeles, CA 90064
Tel: (310) 312-2000
Fax: (310) 312-3100
lam@msk.com
stw@msk.com
vtv@msk.com
Attorneys for Defendant

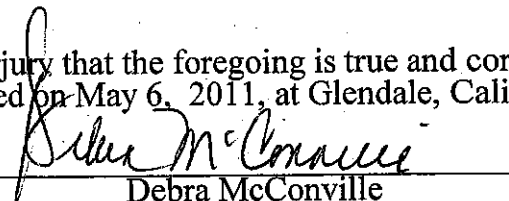
Carol A. Humiston
Senior Assistant City Attorney
City of Burbank
275 E. Olive Avenue
Burbank, CA 91510
Telephone: (818) 238-5707
Facsimile: (818) 238-5724
chumiston@ci.burbank.ca.us
Attorney for Defendant

X VIA FACSIMILE; and

X (BY MAIL) and personally placing such envelope with postage fully prepaid for collection and mailing on the above-referenced date following the ordinary business practices of this office. I am readily familiar with our office's practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence, including said envelope, will be deposited with the United States Postal Service at Glendale on the above-referenced date.

(BY PERSONAL SERVICE) I delivered such envelope(s) by hand to the above-addressee(s).

I declare under penalty of perjury that the foregoing is true and correct under the laws of the State of California. Executed on May 6, 2011, at Glendale, California.


Debra McConville